



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:) Title: **METHOD OF
Steven Yon, et al.) MANUFACTURING A
) HEAT TRANSFER
) ELEMENT FOR IN VIVO
) COOLING WITHOUT
) UNDERCUTS
Serial No.: 10/785,389) Examiner: Not Yet Known
) Group Art 3739
Filed: February 24, 2004) Unit:**

REQUEST FOR CORRECTION OF OFFICIAL FILING RECEIPT

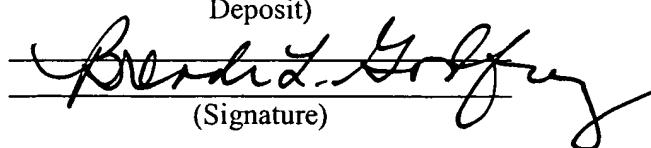
Commissioner for Patents
P.O Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Upon review of the Official Filing Receipt dated July 14, 2004, it has come to the Applicants' attention that the domestic priority data is incorrect. Attached are copies of the incorrect marked-up Official Filing Receipt dated July 14, 2004 and a copy of the Declaration.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O Box 1450, Alexandria, VA 22313-1450, on:

August 19, 2004
(Date of Deposit)

Brenda L. Godfrey
(Name of the Person Making the
Deposit)

(Signature)

August 19, 2004
(Date of Signature)

One priority application was left off the Official Filing Receipt. The application number missing is:

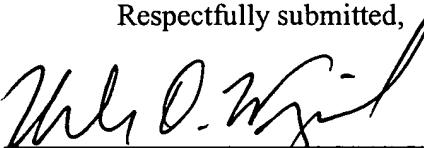
1. **10/117,733 filed on 04/04/2002 now US Pat. No. 6,702,841**

Applicants respectfully request that the domestic priority data be corrected and that a new Official Filing Receipt be issued to the Applicants.

No fee is believed to be due for this request, however, the Commissioner for Patents is hereby authorized to charge any prescribed fee that may be associated with this request to Deposit Account No. 50-0914.

Respectfully submitted,

Dated: Aug. 19, 2004

By: 

Mark D. Wieczorek
Registration No. 37,966
Attorney for Applicants

Innercool Therapies, Inc.
3931 Sorrento Valley Blvd.
San Diego, California 92121
Telephone: (858) 677-6390
Facsimile: (858) 677-6391



UNITED STATES PATENT AND TRADEMARK OFFICE

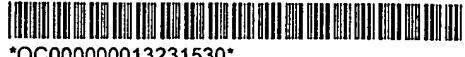
136001
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/785,389	02/24/2004	3739	450	136001	20	13	2

Mark D. Wieczorek, Ph.D. Esq.
Innercool Therapies, Inc.
3931 Sorrento Valley Boulevard
San Diego, CA 92121



CONFIRMATION NO. 6584
UPDATED FILING RECEIPT



OC000000013231530

Date Mailed: 07/14/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Steven Yon, San Diego, CA;
Devon Sowell, Carlsbad, CA;

RECEIVED

JUL 16 2004

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/449,816 02/24/2003
and claims benefit of 60/449,809 02/24/2003
and claims benefit of 60/451,095 02/28/2003

INNERCOOL THERAPIES

and is a CIP of 10/117,733 04/04/2002 6,702,841

Foreign Applications

If Required, Foreign Filing License Granted: 05/14/2004

Projected Publication Date: 10/21/2004

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Method of manufacturing a heat transfer element for in vivo cooling without undercuts

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).